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12 Attorneys for Defendant

13 ETSY, INC.

14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**

16 AS YOU SOW, a 501(c)(3) non-profit
17 corporation,

18 Plaintiff,

19 v.
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21 ETSY, INC. and DOES 1-20, inclusive,

22 Defendants.
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Case No.: 24-cv-04203-SK

**[PROPOSED] ORDER GRANTING
DEFENDANT ETSY'S MOTION TO
COMPEL ARBITRATION OR, IN THE
ALTERNATIVE, TRANSFER VENUE**

Judge: Hon. Sallie Kim

Date: August 26, 2024

Time: 9:30 a.m.

Location: Courtroom C, 15th Floor

**TO THE CLERK OF THE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS
OF RECORD HEREIN:**

The Motion to Compel Arbitration or, in the Alternative Transfer Venue (“Motion”) filed by Defendant Etsy, Inc. (“Etsy”) came on regularly for hearing in the above-captioned matter before this Court. Etsy was represented by McGuireWoods LLP. Plaintiff As You Sow was represented by Greenfire Law, PC. All appearances were made as noted on the record.

The Court, having reviewed and considered the papers and evidence submitted by the parties, the arguments of counsel made on the record at the hearing, and such other matters of which judicial notice has been taken, and good cause appearing for the relief requested in the motion, **IT IS HEREBY ORDERED** that:

1. The Motion is GRANTED; and
2. Plaintiff As You Sow is ORDERED AND DIRECTED to arbitrate its claims being asserted in this action against Etsy, pursuant to the Terms of Use; and
3. This action is STAYED pending completion of the arbitration proceeding ordered herein.

Or, Alternatively,

4. This action is TRANSFERRED to the U.S. District Court for the Southern District of New York.

DATED: _____

United States District Judge

CERTIFICATE OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is Wells Fargo Center, South Tower, 355 S. Grand Avenue, Suite 4200, Los Angeles, California 90071-3103. On July 18, 2024, I caused the service of the foregoing document described as **[PROPOSED] ORDER GRANTING DEFENDANT ETSY'S MOTION TO COMPEL ARBITRATION OR, IN THE ALTERNATIVE, TRANSFER VENUE**, addressed as follows:

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AS YOU SOW

☒ **BY MAIL:** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice, it would be deposited with the United States Postal Service that same day in the ordinary course of business. Such envelope(s) were placed for collection and mailing with postage thereon fully prepaid at Los Angeles, CA, on that same day following ordinary business practices.

☒ **(BY ELECTRONIC TRANSMISSION):** I caused such document to be served electronically to the person's electronic service address by transmitting a PDF format copy of such document(s) to each person at the e-mail addresses set forth above.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on July 18, 2024, at Los Angeles, California.

/s/ Miguelina Mendez
Miguelina Mendez